

Message Text

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ACTION IO-13

INFO OCT-01 AF-08 ISO-00 DHA-02 CIAE-00 DODE-00 PM-04 H-02

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USIA-06 ARA-06 EA-07 EUR-12 NEA-10 TRSE-00 OIC-02

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AMEMBASSY MONROVIA

C O N F I D E N T I A L GENEVA 6936

E.O. 11652: GDS

TAGS: SHUM

SUBJECT: SUMMARY OF PRIVATE SUB-COMMISSION MEETING P.M. AUGUST 30,
1976 - PART II

1. MRS. QUESTIAUX (FRANCE) INTRODUCED E/CN4/SUB2/R23, A DRAFT RESOLUTION SUBMITTED BY BOUHDIBA (TUNISIA), VAN BOVEN (NETHERLANDS), CASSESE (ITALY), NETTEL (AUSTRIA), AND HERSELF ON THE SUBJECT OF THE REPORT OF THE WORKING GROUP ON COMMUNICATION. MR. TOVAR (ALTERNATE OF MR. MARTINEZ COBO) PROPOSED DELETION FROM OPERATIVE PARAGRAPH 9 OF THE REFERENCE TO "SUB-COMMISSION AND ITSELF" WHICH WOULD HAVE HAD THE RESULT OF LIMITING CONSULTATION BETWEEN THE WORKING GROUP'S CHAIRMAN-RAPPORTEUR SEKYIAMAH OF GHANA WITH THE HUMAN RIGHTS COMMISSION TO THE CONSIDERATIONS OF THE WORKING GROUP REGARDING THE SITUATIONS REFERRED TO IN COMMUNICATIONS BROUGHT TO THE COMMISSION'S ATTENTION. THIS DELETION WAS ULTIMATELY DEFEATED 6-8-7.

2. SMIRNOV ASKED FOR A SEPARATE VOTE ON PARAGRAPH 3 ON THE GROUND THAT IT FAILED TO SHOW THAT THE VOTE IN THE WORKING GROUP WAS NOT UNANIMOUS AS TO THE VARIOUS
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SITUATIONS ENUMERATED IN PARAGRAPH 3. THE SEPARATE

VOTE RESULTED IN PARAGRAPH 3 BEING RETAINED, 14-1-6.
SMIRNOV ALSO OBJECTED TO PARAGRAPH 4, STATING THAT IT
PREJUDGED A DECISION PENDING IN THE COMMISSION, BUT
PARAGRAPH 4 WAS RETAINED BY A VOTE OF 14-1-5.

3. A SEPARATE VOTE WAS ALSO HELD ON PARAGRAPH 9
REGARDING THE SENDING OF SEKYIAMAH TO GENEVA FOR THE
NEXT CHR MEETING, AND IT WAS RETAINED 12-1-7.

4. CARTER, IN EXPLAINING SUPPORT OF PARAGRAPH 9,
SAID THE WORKING GROUP FELT THE COMMISSION'S INACTION
ON SITUATIONS REFERRED TO IT WARRANTED ADDITIONAL
DIALOGUE BETWEEN THE SUB-COMMISSION AND COMMISSION
ON THIS SUBJECT AND THAT THE WORKING GROUP'S CHAIRMAN-
RAPPORTEUR WAS CLOSEST TO THE SITUATION. BOUHDIBA
MADE SIMILAR COMMENTS. HE ADDED THAT THE
REFERENCE TO CHILE IN THE WORKING GROUP'S REPORT
HAD BEEN OMITTED AND SHOULD BE INSERTED IN THE SUB-
COMMISSION RESOLUTION.

5. AS TO THE FINANCIAL IMPLICATIONS OF SENDING
SEKYIAMAH TO GENEVA, EITHER FROM ACCRA OR OXFORD
WHERE IT WAS INDICATED HE WOULD BE STUDYING, SMIRNOV
WAS AT PAINS TO NOTE THAT SUCH IMPLICATIONS DID NOT
ARISE AT PRESENT SINCE THE SUB-COMMISSION WAS ONLY
RECOMMENDING THAT THE COMMISSION INVITE HIM.

6. MRS. QUESTIAUX, FOLLOWING UP WHAT MR. BOUHDIBA
HAD SAID, PROPOSED A NEW OPERATIVE PARAGRAPH
(SUBSEQUENT PARAGRAPHS BEING RENUMBERED:) "TO
TRANSMIT IN VIEW OF THE URGENCY OF THE MATTER THE
FOLLOWING COMMUNICATIONS CONCERNING CHILE TO THE
AD HOC WORKING GROUP ESTABLISHED BY THE HUMAN
RIGHTS COMMISSION TO INQUIRE INTO THE PRESENT
SITUATION OF HUMAN RIGHTS IN CHILE..."

7. RESOLUTION R23 WITH MRS. QUESTIAUX'S ADDITION
WAS ADOPTED 15-1-4.

8. DOCUMENT E/CN4/SUB2/R24/CORRL WAS ALSO DISTRIBUTED
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PRIOR TO THE FOREGOING MEETING, INSERTING IN THE
REPORT OF THE WORKING GROUP A NEW PARAGRAPH 6:
"REGARDING THE COMMUNICATION CONCERNING INDIA"
(E/CN4/SUB2/R18/AD2). THE SUB-COMMISSION DECIDED
BY 13 VOTED TO 2 WITH 7 ABSTENTION NOT TO REFER
IT TO THE COMMISSION ON HUMAN RIGHTS. CATTO

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